

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

February 14, 1957
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Miller presiding.

Roll call:

Present: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Absent: None

Present also: W. T. Williams, Jr., City Manager; Doren R. Eskew, City Attorney; Reuben Rountree, Jr., Director of Public Works.

Invocation was delivered by REV. H. R. BORGESON, Grace Nazarene Church, 1006 Koenig Lane.

Councilman White moved that the Minutes of February 7, 1957, be approved. The motion, seconded by Councilman Pearson, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

MR. JOHN FRANCIS and MR. JOHN PAYNE were before the Council regarding the paving of the alley between Avondale Road and Milam Place; Travis Heights Boulevard and Alta Vista. MR. PAYNE filed a petition which he stated was signed by 71% plus of the owners abutting the property. The Mayor gave a resume of the past hearings and studies made on this alley, and the final action of the Council in that if there were 75%, the Council would proceed to go ahead with opening it and to assess the other 25%, and the City would take care of the storm sewers. He stated an alternate proposal would be to close the alley, but some had not agreed to that. MRS. J. C. HOLCOMB expressed opposition to closing the other end of the alley, as they would have no means of getting out of their two-car garage. After more discussion, the Mayor stated the matter would be referred to the City Manager to check this over and see if the rest of the people south of Mrs. Holcomb would be willing to close the alley. The petition submitted was filed with the Director of Public Works.

MR. O. ASHLEY appeared before the Council regarding the zoning at 3108-22 Lamar Boulevard and 1001-07 West 32nd Street, which was changed to "C" Commercial recently and stated that Mr. Hillen was putting in a drive-in-laundry collection building on the corner instead of the floral shop that he had promised. Later in the meeting, MR. HILLEN was called in and the matter discussed. Mr. Hillen stated the lease was on the property that was originally zoned "C", and not on any that had been changed at his request; that the lease was to help finance the lot until he could build the floral shop. He stated he certainly wanted to stay within his agreement, and would do everything he could to get out from under his lease and would work it out. The Mayor stated there was to have been received a written agreement also as to the use of the rear of the property.

MRS. C. W. LARSEN came before the Council regarding her lot on Rabb Road and Ridgeview, on which they had been requested to file a short-form subdivision plat; and treating this as a subdivision, they would be required to provide five feet for the street widening off of the whole tract. They were willing to do this if their loan company approved, but they were unable to get the owner of the other lot to agree to provide for any street widening. Mrs. Larsen was advised to check with the Loan Company and get their approval on the dedication of the street property. After much discussion, the Council instructed the Planning Department to accept a short form subdivision plat for approval when a letter from MR. C. W. LARSEN stating his intent to give the required amount of land for the widening of Rabb Road if and when needed, was received.

The Council received the following:

"February 12, 1957

"To the City Council
City of Austin, Texas

"Re: Completion and Acceptance of Paving
Skips and accessories known as Paving
Skip Assessment Contract Number
56-A-18, Units 1 thru 15 upon certain
streets in the City of Austin, Texas

"The work of improving portions of Eva Street, Avenue H, Payne Avenue, Reese Lane, and East 13th Street, being Paving Skip Assessment Contract 56-A-18, Units 1 thru 15, has been performed and completed by McKown & Sons in full compliance with the contract, and the plans and specifications therein contained, dated November 30, 1956, between the City of Austin and McKown & Sons.

"I have inspected, approved and accepted the work and improvements referred to, and I now recommend that the same be accepted and received by the City Council as having been performed and completed in compliance with the contract, plans and specifications referred to above.

"Respectfully submitted,
(Sgd) S. Reuben Rountree, Jr.
Director of Public Works."

Mayor Miller introduced the following ordinance:

AN ORDINANCE RECEIVING AND ACCEPTING THE WORK OF IMPROVING PORTIONS OF EVA STREET, AVENUE H, PAYNE AVENUE, REESE LANE AND EAST 13TH STREET IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREBELOW DEFINED, PERFORMED BY MCKOWN & SONS, AUTHORIZING AND DIRECTING THE ISSUANCE OF SPECIAL ASSESSMENT CERTIFICATES IN CONNECTION THEREWITH; DECLARING AN EMERGENCY, AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON ITS PASSAGE.

The ordinance was read the first time and Councilman Long moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The ordinance was read the second time and Councilman Long moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The ordinance was read the third time and Councilman Long moved that the ordinance be finally passed. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The Mayor announced that the ordinance had been finally passed.

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the City Council of the City of Austin hereby approves the erection of a boat dock on the property owned by A. B. Prewitt as described in the Travis County Deed Records and known as Lot 7, Horseshoe Bend Estates on the shore of Lake Austin, and hereby authorizes the said A. B. Prewitt to construct, maintain and operate this boat dock subject to same being constructed in compliance with all the ordinances relating thereto and further subject to the foregoing attached recommendations; and the Building Inspector is hereby authorized to issue an occupancy permit for the erection of this boat dock after full compliance with all the provisions of this resolution. Said permission shall be held to be granted and accepted subject to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of the proper police, fire and health regulations and the right of revocation is retained if, after hearing, it is found by the City Council that the said A. B. Prewitt has failed and

refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

(Recommendations attached)

"Austin, Texas
February 14, 1957

"Mr. W. T. Williams,
City Manager
Austin, Texas

"Dear Sir:

"I, the undersigned, have reviewed the plans and have considered the application of A. B. Prewitt, owner of a piece of property abutting on that part of Lake Austin lying on the West side and upstream from the westerly extension of the south line of Windsor Road, the same being Lot 7, Horseshoe Bend Estates, as listed in the Travis County Deed Records; for permission to construct and maintain a boat dock projecting out into the lake approximately 35 feet beyond the normal high water level. The construction details meeting all requirements, I, therefore, recommend that if A. B. Prewitt is granted his request by the City Council, that it be subject to the following conditions:

"(1) That nothing but creosoted piles, cedar piles or concrete piles, substantially braced and bolted to withstand wind and water pressure, be used in the construction and that no structure shall extend more than one-third the distance from shore to shore at the point where structure is located, or be nearer than ten feet to any side property line of the owner or applicant.

"(2) That no business, such as a restaurant, dance hall, concession stand, or any other enterprise for the sale of goods, wares and merchandise, except marine supplies and tackle, and no living quarters of any character, shall be erected on any pier, dock, wharf, float, island, piling or other structure extending into or above Lake Austin.

"(3) That every structure shall be equipped with proper lights which show all around the horizon for night use and shall be equipped with flags or other warnings for daylight use.

"(4) That all structures extending out into the Lake be constantly kept in a state of good repair and that the premises be kept reasonably clean at all times.

"Respectfully submitted,
(Sgd) J. C. Eckert
Building Inspector"

The motion, seconded by Councilman Pearson, carried by the following vote:
Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The Mayor called a meeting of the Council with the Planning Commission for THURSDAY, February 21st, 2:30 P.M.

Councilman Pearson offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the Southwestern Bell Telephone Company has presented to the City Council tentative maps or plans showing the proposed construction of its underground telephone conduits in the streets in the City of Austin hereafter named and said maps or plans have been considered by the Director of Public Works; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the Southwestern Bell Telephone Company be and the same is hereby permitted to construct its underground telephone conduits in the following streets:

- (1) An underground telephone conduit in PARKCREST DRIVE from a point 365 feet north of Perry Lane southerly to a point 544 feet south of Perry Lane, the centerline of which underground telephone conduit shall be $8\frac{1}{2}$ feet east of and parallel to the west property line of said PARKCREST DRIVE.

THAT the work and construction of said underground telephone conduits, including the excavation of the streets and the restoration and maintenance of said streets after said underground telephone conduits have been constructed, shall be under the supervision and direction of the City Manager and in accordance with the ordinances and regulations of the City of Austin governing such construction.

The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller

Noes: None

Councilman Pearson moved MR. DON HOWARD be reappointed as a member of the Solicitation Board, for a term to expire November 5, 1958. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller

Noes: None

Councilman Long made inquiry about the policy of the City to require people who tie into the sewer lines to pay for the repavement of the street, with particular reference to the 5700 block of Manor Road. The City Manager reported that in this particular instance the sewer main was going up Manor Road to Sweeney Lane, and down Sweeney Lane. It was not proposed to charge the property owners where the main is put in; but charge them only for the replacement of the pavement where the laterals are put in. That is standard procedure.

Mayor Miller stated the East Austin people, as well as a committee that was up here recently, would like to have the Olive Street Park named in honor of MR. O. R. LOTT, SR., a developer and civic minded person. Councilman Long moved that the Olive Street Park be named "O.R. LOTT PARK". The motion, seconded White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

Mayor Miller stated that the Recreation Board had been figuring on some improvements on Rosewood Park, and submitted estimates of work necessary to be done. He stated it would take about \$5,000 to take care of the Center, and it was in a very bad state and it had been promised that this work would be done and some new bleachers installed.


MR. O. R. LOTT, JR., introduced MR. BART TAYLOR.

The Mayor outlined a proposal that is underway in that an industry--a turkey processing plant--will be established on the R. E. Janes property. Private sewer lines will be built on the property by the owners and will be tied in to the city sewer mains. The main was scheduled to be enlarged in 1959-60, but it might have to be enlarged sooner. The Council discussed this and all were in accord with the proposal of the City's permitting the industry to tie in to the sewer system.

Councilman Long brought up the question of the one-hour parking meters on 21st Street. She stated the Grievance Committee at the University was to meet at 4:30 and discuss requesting two-hour parking. MR. DON HENDRICKS, who was on the Grievance Committee had inquired if the students should come before the Council asking that the time be changed to two hours. It had been her understanding that the University had asked for the one-hour parking, but she found they had asked for two-hour parking. MR. BLODGETT stated the one-hour parking was on the university side, but two-hour meters were on the south side. The Mayor stated that the Council would welcome the students down; and if they have a grievance, they could come down or write a petition; that the Council would be glad to hear them.

There being no further business the Council adjourned at 12:40 P.M. subject to the call of the Mayor.

APPROVED


Mayor

ATTEST:


City Clerk